closed Rs Suptd

Sec.St. II-27—50,000—4-1-52.

H.E.L.A. (195 5.) **Department.**

Rt. **SERIES.**

G.O. NO. 427, Health.

Dated the 1st July 1955.

FOR MYSORE STATE

[Despatch Abstract.]

WATER SUPPLY - Mangalore - Water Supply Scheme - Land Acquisition - South Kanara District - Mangalore Taluk - Arkula village - S.Nos. 13/19 B, C, & 36/5B, 6B, etc. - Notification under Section 4 (1) and Declaration under Section 6 of Land Acquisition Act - Publication - Ordered.

R.Dis.14765/55.

S.Kanara Collector's office
Mangalore dated 29.5.55.

From

Sri M.G.Raja Ram, I.A.S.
Collector of South Kanara.

To

The Secretary to the Government,
Health, Education and Local
Administration Department,
Fort St. George, Madras 9
(In duplicate)

ASSISTANT SECRETARY TO GOVERNMENT
54215
2-JUN1955
HEALTH, EDUCATION & LOCAL ADMN. DEPT.

Sir,

Sub: LAND ACQUISITION - (South Kanara)- Mangalore taluk-Arkula village--S.No.13/19B, C, 36/5B, 6B etc--for laying the pumping main along the Mangalore- Mercara road--Draft notification under section 4(1) and Draft declaration under section 6 of the L.A.Act--Proposals--Submitted--Approval Requested

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In connection with the protected water supply, to the Mangalore Municipality, certain lands in Arkula village of Mangalore taluk have been proposed to be acquired. The Assistant Engineer (P.W) Mangalore sub division who is in charge of the work has applied for the acquisition of portions of certain plots of Arkula village, denoted as S.Nos.13/19B, 19C, 33/6B, 5B: 9B, 8B; 35/2B, 36/6B; 9B; 36/3B and 39/5B for laying a pumping main along the Mangalore Mercara main road under the water supply scheme. The total extent of all the plots proposed to be acquired is 0.61 acre.

2. The plots proposed to be acquired are registered in the revenue accounts, as Wet I, II, III and garden. The registered holders and one of the interested persons of S.Nos.33/8B, 33/6B 36/3B and 36/9B is reported to be residing in Poona. Attempts are being made to obtain his consent statement for handing over possession of the plots to the Acquiring department. The intereste persons of other plots have been examined and they have no objection to the acquisition and also to hand over possession of such plots to the Acquiring Department. Except the plots referred to above, other plots have been handed over to the Assistant Engineer (P.W) on 2.4.55. The plots were handed over to the Acquiring Department before all the formalities under the L.A.Act could be observed, because of the urgency of the case as reported by the Assistant Engineer.

3. It is reported that there have been no sales of similar lands in the vicinity during the past three years. The plots have therefore been valued on the basis of the rentals pre-

vailing for similar lands in the vicinity. The rentals per acre of Wet I,II and III lands has been ascertained at 12,8 and 4 muras of rice respectively. Taking the price of rice at Rs.15-8-0 per mura, the market value of wet I,II and Wet III lands works out to Rs.3500/- Rs.2300/- and Rs.1200/- respectively after deducting the assessment. The garden lands do not contain any topes. They contain only some scattered trees. The trees have been valued at market rates, while the plot has been valued as vacant dry lands. Thus the value of the garden lands comes to Rs.900/- per acre.

4. All the plots proposed to be acquired were inspected by the Revenue Divisional Officer,Coondapur on 23.3.55 and the valuation of the plots made by the subordinate officers checked by him. After enquiry he has recommended, that the valuation of the several categories of lands, as reported in para 3 above, may be adopted being appropriate and reasonable.

5. The plots proposed to be acquired do not contain any buildings of permanent nature, tombs or grave yards. The garden lands ~~ee~~ also do not contain any topes. The wet lands do not contain any standing crops now. The plots are all arable lands. The Assistant Engineer Public Health sub division requests that the plots may be acquired urgently by applying the provisions of section 17(1) of the Land Acquisition Act so as to make him to complete the work expeditiously. I recommend that the urgency clause of the L.A.Act may be invoked in this case.

6. I, therefore, submit herewith a draft notification under section 4(1) and Draft Declaration under section 6 both in duplicate read with section 17(1) of the L.A.Act. I request that both of them may be approved and ordered to be published in the Fort St. George Gazette - the draft 4(1) notification being published earlier.

7. A topo sketch of the plots to be acquired is enclosed for perusal and return.

Yours faithfully,

31.5.55

For Collector.

Copy to the Revenue Divisional Officer,Coondapur with enclosures.
Copy to the Assistant Engineer (P.W) Mangalore sub division.

Draft notification under section 4(1) of the Land Acquisition Act.

--

WHEREAS it appears to the Government of Madras that the lands specified in the schedule below are needed for a public purpose to wit for laying a pumping main along Mangalore Mercara road in Arkula village of Mangalore taluk, notice to that effect is hereby given to all whom it may concern in accordance with the provisions of Section 4(1) of the L.A.Act as amended by the Land Acquisition Act XXXVIII of 1923 and the Governor of Madras hereby authorises the Revenue Divisional Officer,Coondapur, and his staff and workmen to exercise the powers conferred by section 4(2) of the Act. Under sub section (4) of Section 17, the Governor of Madras directs that in view of the urgency of the case the provisions of section 5-A of the Act shall not apply to this case.

Schedule.

District: South Kanara

Taluk: Mangalore.

Village: Arkul-

S.No.	Description.	Extent.	Names of the owner or occupiers.
13/19B.	Ryotwari Wet II	0.01	1.Vodeyar Iddinabha Beary
13/19C	-do-	0.01	2.Dr.F.H.Vodeyar (Enjoyer)
			3.Ephraim D'Souza Mortgagees
			4.Pandit Gajanana Rao
33/6B.	Wet I	0.16	1.Denis Coelho(Regd holder)
33/8B	Garden	0.06	2.Adela Margaret Coelho (Interested person)
36/9B	Wet II	0.07	3.F.P.S.Albuquerque (Vaidegenidar)(deceased) by legal heirs.
36/3B	Wet I	0.04	
			(i) L.C.Pais
			(ii) R.C.Colaco
			(iii) R.J.Roasario.
33/5B	Wet I	0.11	1.Pachappa Shetty
33/9B	Wet III	0.02	2.Kinyammu
39/5B	Wet II	0.07	
35/2B	Wet I	0.05	Lord Bishop of Mangalore
36/6B	Garden	0.01	1.Haliamma
			2.Abbas Beary
			3.Beepathumma
			4.Minor Guardian Haleamma.

S.Kanara Collector's office)
Mangalore dated 29.5.55.)
TC/31.5.55.

31-5-55
For Collector.

DRAFT DECLARATION UNDER SECTION 6 OF THE LAND ACQUISITION ACT.

Under Section 6 of the Land acquisition act the Governor of Madras declares that the lands specified in the schedule below and measuring ~~acres (0.61)~~ Ds. 61 acre be the same a little more or less are needed for a public purpose, to wit, for laying the pumping main along the Mangalore Mercara road in Arkula village of Mangalore taluk and under section 3 and 7 of the same Act, the Revenue Divisional Officer, Coonaspur is appointed to perform the functions of a Collector under the act and directed to take order for the acquisition of the said land. Under sub section (b) of section 17 of the act, the Governor of Madras further directs that the possession of the said lands may be taken immediately after the publication of the notice mentioned in Section 9(1) of the act. A plan of the land is kept in the office of the Revenue Divisional officer, Coonaspur and may be inspected at any time during office hours.

SCHEDULE

District: South Kanara

Taluk : Mangalore

Village : Arkula

Description of land Wet or dry, Item of Poramboke with S.No. or Palmera No.	Name of the owners or occupier	Extent to be taken acs. cts
Ryotwari 36/19B Wet II	1. Vadeyar Lakshmappa Shetty	0-01
36/19B Wet II	2. Dr. P.M. Vadeyar (enjoyer)	
36/19C	3. Euphemia D'Souza (Mortgagee)	
	4. Pandit Satyanarayana Rao	0-01
36/3B Wet I	1. Louis Coelho (Mortgagor)	0.01
36/3B Garden	2. Mabel Margaret Coelho (interested person)	0.03
36/9B Wet II		0.01
36/3B Wet I	3. F.P.S. Albuquerque (Vendor) Deceased by legal heirs	0-04
	(i) L.C. Pais	
	(ii) A.C. Souza	
	(iii) A.J. Rosario	
33/5B Wet I	1. Pachappa Shetty	0-11
33/5B Wet III	2. Ninyamma	0-02
33/5B Wet II		0-01

35/23 et I 36/63 Garden	Lord Bishop of Mangalore 1. Kalimma 2. Abbas Beary 3. Deepathumma 4, Minor Guardian Kaleemma	0-05 0-01

0.61

South Kanara Collector's Office
Mangalore dt. 29.5.1955
E.M. 31.5.

31.5.55
For Collector

Y/31/5

R.Dis.14765/55.

S.Kanara Collector's office
Mangalore dated 29.5.55.

From

Sri M.G.Raja Ram,I.A.S.
Collector of South Kanara.

To

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Sir,

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3. It is reported that there have been no sales of similar lands in the vicinity during the past three years. The plots have therefore been valued on the basis of the rentals pre-

valling for similar lands in the vicinity. The rentals per acre of wet I,II and III lands has to an average worked at 12,8 and 4 nurse of rice respectively. Taking the price of rice at Rs.10-0-0 per nurse, the market value of wet I,II and of III lands works out to Rs.3600/- Rs.2800/- and Rs.1200/- respectively, after deducting the assessment. The garden lands do not contain any topes. They contain only some scattered trees. The trees have been valued at market rates, while the plot has been valued as vacant dry lands. Thus the value of the garden lands comes to Rs.800/- per acre.

4. All the plots proposed to be acquired were inspected by the Revenue Divisional Officer, Coondapur on 20.2.65 and the valuation of the plots made by the subordinate officers checked by him. After enquiry he has recommended, that the valuation of the several categories of lands, as reported in para 3 above, may be adopted being appropriate and reasonable.

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Yours faithfully,

4/3

31.5.65

for Collector

Hyl

Water Supply — Mangalore water supply Scheme — Land Acquisition — South Kanara Dt. — Mangalore taluk — Kokula village — S.Nos. 13/1A-B, C, 26/5-B, 6B, etc — ~~Draft~~ Notification under Section 4(1) and Declaration under Section 6 of Land Acquisition Act — Publication — ordered.

From the collector of South Kanara R.Dis. 4765/55 dt 29-5-55.

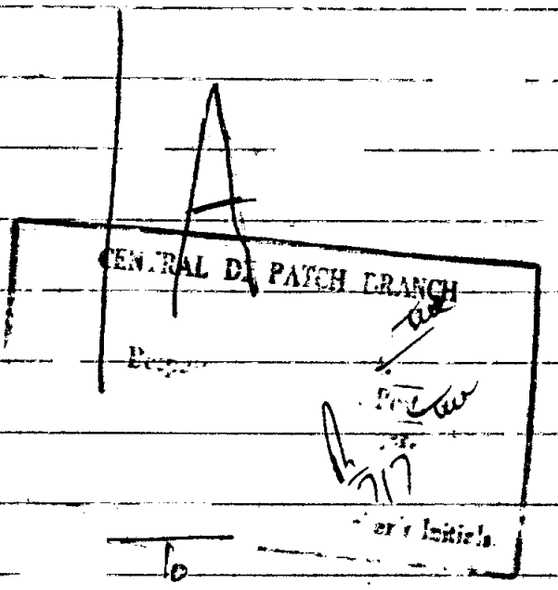
G.O. dt 27 Revenue dt. 1-7-55

R.I.

The draft notification under Section 4(1) and the draft declaration under Section 6 of the Land Acquisition Act submitted by the collector of South Kanara with his letter cited, are approved and are forwarded to the Controller of Stationery and Printing, for publication. The Controller of Stationery and Printing is requested to see that the notification and the declaration are published in successive

issues (NOT IN THE SAME ISSUE) of the Fort St George Gazette the notifications under Section 4(1) being published earlier.

2. The Government accept the view that the acquisition is an urgent one and direct under Section 17(4) of the Land Acquisition Act, that the provisions of Section 5-A of the Act shall not apply to this case.



Rs
9/6/55
CS
8/6/55

AV
10655
1.7.55

The Controller of Stationery and Printing (with 9 spare copies in original)
The Collector of Southkanara (with (B) in original)
The Revenue Divisional officer Coondapur.
The Board of Rev
The Rev Dept.
S/c

Note Revenue may see for acceptance.

Rs
9/6/55
CS
5.1.55

AV
10688

Revenue

GOVT. O. NO.
4215 #6/55
10/6/55

UNDER SECRETARY TO GOVERNMENT
500176
14 JUN 1955
REVENUE DEPARTMENT

UNDER SECRETARY TO GOVERNMENT
G 7191
13 JUN 1955
REVENUE DEPARTMENT

1-6 Rev. Dept.

To U.S.

'A' on page 2 ante may be accepted in this department and the file returned to HECA

22/6/55

21/6/55

HECA

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Rev 00 50017 Cloop

26-6-55

Com 26/6/55 HECA

Immediate orders on pp 1-2 ante may now issue

AV 29.6.55

JS

1.7.55

ASSISTANT SECRETARY TO GOVERNMENT
63344
29 JUN 1955
HEALTH, EDUCATION & LOCAL ADMIN. DEPT.